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Dated: December 17, 2004 Signature:

Marco Jimenez

Docket No.: 393032016800  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Tsuyoshi FUTAMASE et al.

Art Unit: 2837

Application No.: 09/626,304

Examiner: Jeffrey Donels

Filed: July 26, 2000

**Notice of Allowance Mailing**  
**Date: November 5, 2004**

For: PORTABLE TELEPHONY APPARATUS  
WITH MUSIC TONE GENERATOR

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98**

MS RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO/SB/08a/b. Copies of these documents are submitted herewith. The Examiner is requested to make these documents of record.

The documents listed on the attached PTO/SB/08a/b were cited in a Japanese Office Action mailed on December 24, 2003 (copy attached with English translation) directed to a counterpart Japanese application. Please note that Japanese Publication No. 11-164068 was submitted to the Patent Office with the IDS filed on December 11, 2003. Applicants are now enclosing an English translation of the said publication.

This Information Disclosure Statement is submitted:

☒ With the RCE application; accordingly, no fee or separate requirements are required.

- ☐ Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114. However, if applicable, a certification under 37 C.F.R. § 1.97(e)(1) has been provided.
- ☐ Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required. However, if applicable, a certification under 37 C.F.R. § 1.97(e)(1) has been provided.

Applicants would appreciate the Examiner initialing and returning the Form PTO/SB/08a/b, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief such as payment of a fee under 37 C.F.R. § 1.17(p) is required, Applicants petition for any required relief including extensions of time and authorize the Director to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 393032016800. However, the Director is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: December 17, 2004

Respectfully submitted,

By 

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ALTERNATIVE TO PTO/SB/08a/b (06-03)

Substitute for form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	09/626,304
				Filing Date	August 26, 2000
				First Named Inventor	Tsuyoshi FUTAMASE
				Art Unit	2837
				Examiner Name	Jeffrey Donels
Sheet	1	of	1	Attorney Docket Number	393032016800

First Class Mail

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
	1.	JP-A 7-016481	03/17/1995			X
	2.	JP-A 11-242490	09/07/1999	Daiichikosho Co., Ltd.		X
	3.	JP-A 11-252651	09/17/1999	Toshiba Corporation		X
	4.	JP-A 11-164058	06/18/1999	Hitachi Electronics Services Co., Ltd.	English translation only	X

\*EXAMINER: Initial if information considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	5.	Yamaha news release, Yamaha Sound Generator LSI "YMU757" (English and Japanese text), September 1999	

\*EXAMINER: Initial if information considered, whether or not citation is in conformance with MPEP-609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
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LA-765833